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4 Attorneys for Debtors

5 UNITED STATES BANKRUPTCY COURT  
6 NORTHERN DISTRICT OF CALIFORNIA

7 IN RE: CASE No. 17-10828 WJL

8 FLOYD E. SQUIRES, III and CHAPTER 11  
9 BETTY J. SQUIRES,

10 Debtors. /

DECLARATION OF BRADFORD FLOYD IN  
RESPONSE TO OPPOSITION TO MOTION  
TO QUALIFY AS SPECIAL COUNSEL

11 Date: February 1, 2018

12 Time: 11:00 a.m.

13 Place: U.S. Courthouse  
3140 Boeing Avenue  
McKinleyville, CA

14 I, BRADFORD FLOYD, declare and say:

15 1. That if called as a witness, I am competent to testify to  
16 the within matters from my own knowledge.

17 2. That I am an attorney licensed to practice in the State  
18 of California and have been since 1988. I am admitted to practice  
19 in the Northern District of California. My primary area of  
20 practice is real estate and land use litigation.

21 3. I have represented the Debtors in the Superior Court,  
22 County of Humboldt, Case No. DR 110040 since January 2011. In the  
23 course of said representation, I have represented the Debtors with  
24 respect to a preliminary injunction hearing which lasted over the  
25 course of six months, a court trial over a six week period, and all  
26 motions and oppositions. I have made all the substantive court  
27 appearances on behalf of the Debtors in the matter since the

1 beginning of the case in 2011.

2       4.    The unsecured claim which I hold in the within case  
3 arises from unpaid legal fees over the course of the said Superior  
4 Court litigation.

5       5.    The Deeds of Trust of which I am the beneficiary and  
6 describe property of the estate were obtained in compliance with  
7 CRPC Rule 3-300 and are fully disclosed.

8       6.    I am mindful of CRPC Rule 3-310, am familiar with the  
9 pending land use issues and the pending Superior Court litigation.  
10 My interests in the real property which has been subject to the  
11 litigation and my claim for compensation in the matters are not  
12 adverse to the Debtors insofar as the litigation and land use  
13 issues but are consistent to the extent related.

14       7.    The Debtors have invested in my representation of their  
15 interests and the knowledge of the factual and legal issues  
16 presented.

17       8.    I am regretful that the opposing parties have developed  
18 a personal animus towards me from the success that the Debtors have  
19 had in the litigated matter. Absent my continued representation in  
20 the specific matters, the Debtors and the estate will be  
21 disadvantaged due to my familiarity with the case.

22       9.    Any matters which involve my interests or claims will be  
23 deferred to general counsel in the case.

24       10.   My representation with respect to the matters for which  
25 the Debtors seek to retain me presents no concurrent conflict of  
26 interest. I recognize that it is my responsibility to disclose  
27 same should such a conflict arise or be identified and I will

1 immediately contact general counsel for direction. At the present  
2 time, there is no conflict of interest with respect to such  
3 matters.

4 Executed under penalty of perjury this 29<sup>th</sup> day of January,  
5 2018 at Eureka, California.

6 /s/ Bradford Floyd  
7 Bradford Floyd  
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